

Ermans Kitchen – Operating Schedule Conditions

1. The premises shall have sufficient cameras located within the premises to cover all public areas including outside of the premises covering the entrance and exit. The system will be able to cope with strobe lighting (where used) and all levels of illumination throughout the premises as well as outside area.
2. The CCTV system must be operating at all times whilst the premises are open for licensable activity. All equipment shall have a constant and accurate time and date generation.
3. CCTV reordered footage must be securely retained for a minimum of 31 days. Images are to be kept available to the Police, PCSO's, Licensing Authority Officers, and Trading Standards Officers on request. Images will have time and date recorded. Not less than 6 cameras shall be installed. The equipment shall be maintained in good working order. The licensee shall within 48 hours provide a copy of any recordings to police and/or licensing authority.
4. In the event of a technical failure resulting in the while of the CCTV systems being inoperable, the premises licence holder/DPS shall report the failure to the Police Licensing Unit within 24 hours. On all other occasions. Proactive steps will be taken by the premise to rectify any technical failure of the CCTV System.
5. An incident log book shall be kept on the premises and made available on request to an authorised office of the Council or Police which will records the following;
 - Any incident of disorder
 - Any seizures of drugs or offensive weapons
 - Any rejections of patrons
 - Any ID seizures
6. All refusals are to be recorded promptly, including the reason i.e. too intoxicated, barred suspicion of drugs or offensive weapons, concerning crime and disorder.
7. If a person is rejected from the premises by a member of staff, a record must be made of the incident including details of the staff members involved and a summary of the circumstances. This must be completed as soon as practicable but prior than the end of that persons shift.
8. All staff will be trained in order to promote four licensing objectives, and comply with the premises licence fully. This includes their obligations under the Licensing Act, operation of Challenge 25, how to ensure responsible drinking, how to encourage customers to leave the premises quietly, how to recognise the signs of drug misuse

or suspicious activity and what action to take where drug misuse is taking place, the steps required to discourage and disrupt drug use on the premises.

9. All customers who want to buy alcohol shall be asked to produce photographic identification, such as a valid passport, valid driving licence and international I; identity document or PASS card, by considering "Challenge 25", if they look under 25 years of age. Alcohol shall not be taken of the premises.
10. The licence holder shall operate a 'zero tolerance' position on the use of controlled drugs and psychoactive substances and shall advertise the same within the premises on posters and similar means.
11. A minimum of three people will be present on the shop floor during the hours of 21:00 – 01:30, and staff working between these hours will be a minimum of 21 years of age.
12. Alcohol must be served with a consumption of food to prevent excessive alcohol consumption.
13. Customers, who are already drunk and may cause any problems, will be rejected to buy or to be served alcohol. Any customers or people who cause public disorder will be reported to the Police immediately.
14. The licence holder will show zero tolerance to any illegal activity, and seek for Police help in case.
15. Staff will be trained to check toilets regularly for any illegal activity or any other safety issues that might occur in the premises.
16. Alcohol won't be sold out as take-away.
17. Reasonable steps will be taken to recognise the rights of local residents, and notices will be displayed at the premises exit requesting customers to leave quietly, and reminding them they are in a residential area.
18. Well maintained sound equipment can play music at a lower volume with no loud of quality. We will be using equipment that does not distort the sound. We will check the sound equipment regularly to make sure it is kept in good working condition, not distorting the sound, and it is configured correctly.
19. The management will make it clear who can use the column controls. Live/recorded music volume won't be very loud, and it will be kept at a lower level after 23:00 no to disturb local residents.

20. A sound limitation shall be installed in the premises and set to a level that the Licensing Authority agrees.
21. There won't be any adult entertainment take place in the premises.
22. The premises will operate and enforce a 'Challenge 25' proof of age policy where by all persons appearing to be under the age 25 will be requires to provide proof of age document. The only forms of ID accepted will be Passports and phototropic ID cards such as Driving Licences and validated and approved hologram ID cards. Signage advertising the scheme must be prominently displayed.
23. The management shall make sure that if any adult attempts to buy alcohol for someone who is under 18 years old of age, in order to refuse the sale. There shall be only one circumstance for a 16-17 years old person; to consume one beer or cider with meal consumption only, and the alcohol should be asked by the young persons' parent.
24. A minimum of three people will be present on the shop floor during the hours of 21:00 – 01:30, and the staff working between these hours will be a minimum of 21 years of age.
25. A log book shall be kept for any incident that may also affect children.
26. All staff will be train in order to promote all four licensing objectives fully to provide a good business in a safe manner, while meeting customers' expectations.

Mandatory Conditions

MANDATORY CONDITIONS FOR ON-LICENSED PREMISES

- 1.1 1. No supply of alcohol may be made under the premise Licence –
- (a) at a time when there is not designated premise supervisor in respect of the premise licence, or
 - (b) at a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.
2. Every supply of alcohol under the premise licence must be made or authorised by a person who holds a personal licence.

Mandatory Condition – Permitted Price – with effect from: 28 May 2014

- 1.2 1. A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.
2. For the purposes of the condition set out in paragraph 1 -
- (a) “duty” is to be construed in accordance with the Alcoholic Liquor Duties Act 1979;
 - (b) “permitted price” is the price found by applying the formula –

$$P = D + (D \times V)$$
 where –
 - (i) P is the permitted price
 - (ii) D is the rate of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of alcohol, and
 - (iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;
 - (c) “relevant person” means, in relation to premises in respect of which there is in force a premises licence -
 - (i) the holder of the premise licence
 - (ii) the delegated premise supervisor (if any) in respect of such a licence or
 - (iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence
 - (d) “relevant person” means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premise in a capacity which enables the member or officer to prevent the supply in question; and

(e) “value added tax” means value added tax charged in accordance with the Value Added Tax Act 1994.

3. Where the permitted price given by Paragraph (b) of paragraph 2 would (apart from this paragraph) not be a whole number of pennies, the price given by the sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.
4. (1) Sub- paragraph (2) applies where the permitted price given by Paragraph (b) of paragraph 2 on a day (“the first day”) would be different from the permitted price on the next day (“the second day”) as a result of a change to the rate of duty or value added tax.

(2) The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.

Mandatory Condition -Irresponsible Promotions – with effect from 1 October 2014

- 1.3 1. The responsible person must ensure that staff on relevant premises do not carry or, arrange or participate in any irresponsible promotions in relation to the premises.
2. In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises –
 - (a) games or other activities which require or encourage, or are designed to require or encourage, individuals to –
 - (i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or
 - (ii) drink as much alcohol as possible (whether within a time limit or otherwise)

- (b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a characteristic in a manner which carries a significant risk of undermining a licensing objective.
- (c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less in a manner which carries a significant risk of undermining a licensing objective.
- (d) Selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of , the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner.
- (e) Dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of disability).

Mandatory Condition – Potable Water – with effect from 1 October 2014

- 1.4 The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.

Mandatory Condition – Age Verification Policy -with effect from 1 October 2014

- 1.5
1. The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premise in relation to the sale or supply of alcohol.
 2. The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.
 3. The policy must require individuals who appear to the responsible person to be under 18 year of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either –
 - (a) a holographic mark or
 - (b) an ultraviolet feature

Mandatory Condition – Small Measures – with effect from 1 October 2014

- 1.6 The responsible person shall ensure that -
- (a) where any of the following alcoholic drinks is sold or supplied for consumption on the premise (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measure -
 - (i) beer or cider, ½ pint;
 - (ii) gin, rum, vodka or whiskey; 25ml or 35ml; and
 - (iii) still wine in a glass; 125ml; and
 - (b) these measures are displayed in a menu, price list or other printed material which is available to customers on the premises ; and
 - (c) where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold the customer is made aware that these measures are available.

Essex Police – Agreed Conditions

Prevention of Crime and Disorder

1. There will be a personal licence holder on duty on the premises at all times when alcohol is offered for sale.
2. No alcohol may be supplied by an individual unless that individual has the written consent of the Designated Premises Supervisor or other employed Personal Licence Holder. A written record of this consent must be retained on the premises at all times when such an individual supplies or proposes to supply alcohol and be made available immediately upon reasonable request of the police or licensing authority.

Prevention of Public Nuisance

3. In addition to water, other non-alcoholic beverages will be available at all times whilst alcohol sale or supply takes place.
4. Substantial food and non-intoxicating beverages will be available in all parts of the premises where alcohol is sold or supplied for consumption on the premises at all times.
5. Clear and legible notices must be prominently displayed at any area used for smoking requesting customers to respect local residents and use the area quietly.
6. After 22:00 hours patrons permitted to temporarily leave and then re-enter the premises, e.g. to smoke, will not be permitted to take drinks or glass containers with them.
7. After 22:00 hours no more than 10 patrons will be permitted in the outside area shall.
8. No music, nor late night refreshment, will be provided to external areas at any time.